

# KAPLAN HECKER & FINK LLP

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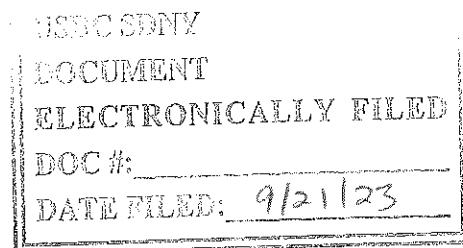
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September 21, 2023

**VIA ECF**

Honorable Richard M. Berman  
United States District Court  
Southern District of New York  
Daniel Patrick Moynihan Courthouse  
500 Pearl Street, Courtroom 17B  
New York, NY 10007



*Re: USA v. Klein, 1:18-CR-00711-RMB*

Dear Hon. Judge Berman:

I write with the consent of the government to request a modification to Mr. Klein's bail conditions.

**Procedural History**

Mr. Klein has appeared on this matter numerous times since his arrest in 2018. On October 11, 2018, in compliance with the conditions of release set by the Court, Mr. Klein executed a \$500,000 appearance bond secured by his residence. ECF No. 7. On July 29, 2019, Mr. Klein entered a plea of guilty before Magistrate Judge Ona T. Wang. Sentencing is currently scheduled for January 17, 2024.

**Request for Modification of Bail Conditions**

On consent, we respectfully request that the Court modify the terms of Mr. Klein's bail conditions to replace the current \$500,000 appearance bond secured by Mr. Klein's residence with a \$100,000 personal recognizance bond secured by the signatures of Mr. Klein and his wife, Jennifer Klein. Pretrial Services has informed us that they run a financial check for proposed co-signers; if the motion is granted, we respectfully request that the Court provide Mr. Klein one week to submit the required information to Pretrial Services to be vetted and approved.

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Finally, in order to extinguish the mortgage on Mr. Klein's home, we respectfully request that the Court issue the attached proposed order acknowledging that the mortgage has been satisfied and that the lien is extinguished.

We appreciate the Court's consideration and are available to discuss, should the Court have any questions.

Respectfully submitted,

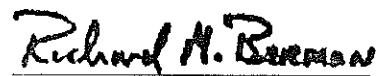


Sean Hecker

Application granted on consent  
of Government.

SO ORDERED:

Date: 9/21/23



Richard M. Berman, U.S.D.J.

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

UNITED STATES OF AMERICA,

*Plaintiff,*

v.

No. 1:18-cr-00711-RMB

MARC KLEIN,

*Defendant.*

**[PROPOSED] ORDER MODIFYING BAIL CONDITIONS AND  
AUTHORIZING BERGEN COUNTY TO DISCHARGE THE MORTGAGE**

WHEREAS Defendant Marc Klein executed a \$500,000 Appearance Bond on October 11, 2018;

WHEREAS the Appearance Bond was secured by a mortgage entered on the Defendant's residence located in Bergen County, New Jersey;

WHEREAS the mortgage was made on October 17, 2018 between the Borrower, Marc and Jennifer Klein, and the Lender, the U.S. Attorney's Office for the Southern District of New York, and the Borrower is indebted to the Lender in the principal sum of \$500,000 of equity;

WHEREAS the mortgage was signed by all parties on October 30, 2018 and filed with the Bergen County Clerk on October 31, 2018;

IT IS HEREBY ORDERED, upon application of counsel for Defendant Klein, and the consent of the Government, the Lender to the mortgage, that the mortgage has been satisfied, the lien is extinguished, and the Court authorizes Bergen County to discharge the mortgage.

SO ORDERED.

Dated: New York, New York  
September 21, 2023

  
THE HONORABLE RICHARD M. BERMAN